Cr.M.P. 233/07

XVI-C-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(26)

आदेश पत्रक

मामला क्रमांक Cr. M. P. No. 233/2007 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

SB : HON'BLE SHRI DHIRENDRA MISHRA, J.

APPLICANT M.S. Thakur, son of A.S. Thakur, aged about 43 years, resident of Civil Lines Raigarh, Tehsil and District Raigarh (C.G.)

Vs.

RESPONDENTS

1. Rajkumar Agrawal, son of Hariram Agrawal, aged about 30 years, resident of Sewa Kunj Raigarh, Tehsil and District Raigarh (C.G.)
2. State of Chhattisgarh, through District Magistrate, Raigarh, District Raigarh (C.G.)

8-8-2007

Shri Manoj Agrawal, Advocate for the applicant.

By the instant petition under Section 482 of Cr.P.C. the applicant has challenged the order dated 11-9-2006 passed by learned 4th Additional Session Judge, FTC, Raigarh in Criminal Revision No. 183/2005 whereby the Criminal revision of the petitioner against the order dated 17-10-2005 passed by the Judicial Magistrate First Class, has been rejected.

Grievance of the applicant is that the respondent filed a civil suit and in the said suit, according to the allegations of the complainant, a fabricated public document was filed and on the basis of that, a decree against the applicant was obtained. Learned Judicial Magistrate First Class by the impugned order, rejected the complaint with an observation that the complainant who is defendant No. 2 in the suit has not taken any objection in the written statement that the

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document filed by the plaintiff is fabricated, even other wise no evidence has been adduced to establish that the said document was fabricated and with this observation, the complaint has been dismissed. The revisional Court after considering the material and evidence adduced by the complainant in his complaint case has affirmed the finding of the learned Magistrate, which does not call for any interference.

The revision being devoid of substance is liable to be dismissed and it is hereby dismissed at admission stage itself.

Sd/-
DHIRENDRA MISHRA
Judge

P/-

[पीछे देखिये